

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

FUEL ADJUSTMENT CLAUSE)	CASE NO.
SUPPLEMENTAL FILINGS)	2017-00350

ORDER

On July 7, 2016, the Commission issued Orders in Case Nos. 2016-00001,¹ 2016-00002,² 2016-00003,³ 2016-00004,⁴ 2016-00005,⁵ and 2016-00006,⁶ (“FAC cases”) which among other things, required the six jurisdictional electric-generating utilities (“Companies”)⁷ to use the Mine Safety and Health Administration (“MSHA”) coal district numbers when identifying the source of their coal purchases on their Fuel Adjustment Clause (“FAC”) supplemental filings. The MSHA coal district numbers are based upon the MSHA office locations, and those office locations and their reporting

¹ Case No. 2016-00001, *An Examination of the Application of the Fuel Adjustment Clause of Kentucky Power Company from May 1, 2015 through October 31, 2015* (Ky. PSC July 7, 2017).

² Case No. 2016-00002, *An Examination of the Application of the Fuel Adjustment Clause of East Kentucky Power Cooperative, Inc. from May 1, 2015 through October 31, 2015* (Ky. PSC July 7, 2017).

³ Case No. 2016-00003, *An Examination of the Application of the Fuel Adjustment Clause of Kentucky Utilities Company from May 1, 2015 through October 31, 2015* (Ky. PSC July 7, 2017).

⁴ Case No. 2016-00004, *An Examination of the Application of the Fuel Adjustment Clause of Louisville Gas & Electric Company from May 1, 2015 through October 31, 2015* (Ky. PSC July 7, 2017).

⁵ Case No. 2016-00005, *An Examination of the Application of the Fuel Adjustment Clause of Duke Energy Kentucky, Inc. from May 1, 2015 through October 31, 2015* (Ky. PSC July 7, 2017).

⁶ Case No. 2016-00006, *An Examination of the Application of the Fuel Adjustment Clause of Big Rivers Electric Corporation from May 1, 2015 through October 31, 2015* (Ky. PSC July 7, 2017).

⁷ The six jurisdictional electric-generating utilities are: Kentucky Power Company, East Kentucky Power Cooperative, Inc., Kentucky Utilities Company, Louisville Gas and Electric Company, Duke Energy Kentucky, Inc., and Big Rivers Electric Corporation.

districts have reorganized. Furthermore, one of the eastern Kentucky MSHA offices (KY. District 6) has now closed.⁸ Given this reorganization, and the possibility of future reorganizations, the Commission finds that:

1. Using the MSHA coal districts as the basis for identifying the source of coal purchases is no longer the best means of reporting the information in the FAC supplemental filings.

2. The MSHA coal district column should be removed from the Companies' FAC supplemental filings.

3. For differentiating between coal sourced in eastern Kentucky versus western Kentucky, the Companies should use the acronyms "EKY" and "WKY" respectively, under the state column on the FAC supplemental filings.

4. The Companies, or any other interested party, should be given 14 days in which to file written comments regarding this Order. If no written comments are received within 14 days of the date of this Order, this case should be closed and removed from the Commission's docket.

IT IS THEREFORE ORDERED that:

1. The MSHA coal district column shall be removed from the Companies' FAC supplemental filings.

2. The Companies shall use the acronyms "EKY" and "WKY" to differentiate between coal sourced from eastern Kentucky and western Kentucky, respectively.

⁸ Appendix A to this Order contains a map of the MSHA coal districts as they were approved in the FAC cases. Appendix B to this Order is a printout of the MSHA webpage showing the closure of KY. District 6.

3. The Companies, or any other interested party, are hereby given 14 days in which to file written comments regarding this Order. If no written comments are received within 14 days of the date of this Order, this case shall be closed, and will be removed from the Commission's docket without further Order.

By the Commission

ENTERED
SEP 07 2017
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:

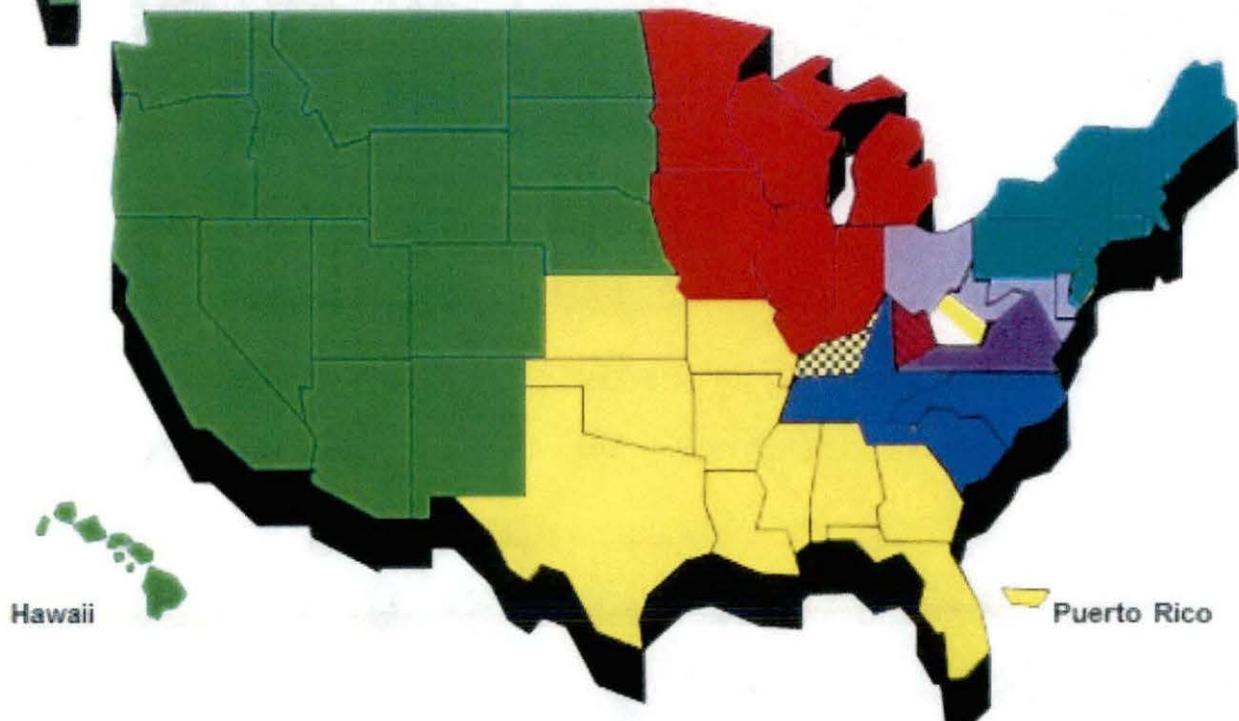

Acting Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2017-00350 DATED **SEP 07 2017**

MINE SAFETY AND HEALTH ADMINISTRATION

Coal Mine Safety and Health Districts



APPENDIX B

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2017-00350 DATED **SEP 07 2017**

Coal Mine Safety and Health

Coal Mine Safety and Health enforces the **Mine Act** at all coal mines in the United States. Enforcement activities include:

- Conducting numerous inspections, including mandatory quarterly inspections of underground coal mines and semiannual inspections of surface coal mines and facilities each year.
- Investigating fatal and serious nonfatal accidents.
- Issuing citations and orders for any observed violations.
- Conducting health sampling of respirable dust and noise exposure at mines as well as monitoring toxic materials and harmful physical agents.
- Investigating complaints of hazardous conditions reported by miners
- Investigating criminal violations
- Examining complaints of discrimination reported by miners
- Conducting safety and health conferences with mine operators on violations that are issued.

Coal Mine Safety and Health also approves roof control, ventilation, and training plans.

For each violation cited, operators may be assessed monetary civil penalties. Coal Mine Safety and Health also approves roof control, ventilation, and training plans required to be submitted by mine operators, directs various mine safety and health assistance programs, and trains and certifies instructors.

If coal mine inspectors find violations or other conditions that pose an immediate threat to the miners' safety or health, they have the authority to issue a withdrawal order for the affected area, remove the related equipment from service, and have the miners withdrawn until the conditions are corrected.

Coal Mine Safety and Health's organization consists of a headquarters office located in Arlington, Virginia as well as 10 districts with 41 field offices located throughout U.S. coal mining regions. Each district is headed by a District Manager who reports to the Deputy Administrator for Coal Mine Safety and Health.

Key Contacts

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District and Field Offices

District 2

District 3

District 4

District 5

District 6 has Closed

District 7

District 8

District 9

District 10

District 11

District 12

*Kentucky Power Company
855 Central Avenue, Suite 200
Ashland, KY 41101

*Big Rivers Electric Corporation
Big Rivers Electric Corporation
201 Third Street
P. O. Box 24
Henderson, KY 42420

*Kentucky Power Company
Kentucky Power Company
855 Central Avenue, Suite 200
Ashland, KY 41101

*Kentucky Utilities Company
220 W. Main Street
P. O. Box 32010
Louisville, KY 40232-2010

*Duke Energy Kentucky, Inc.
139 East Fourth Street
Cincinnati, OH 45202

*Kentucky Utilities Company
Kentucky Utilities Company
220 W. Main Street
P. O. Box 32010
Louisville, KY 40232-2010

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